

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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NORDCON INVESTMENT MANAGEMENT, AG,

Plaintiff,
-against-

Case No. 08-CV-0024

VIVENDI, S.A., et al.,

Defendant(s).

AFFIDAVIT OF SERVICE

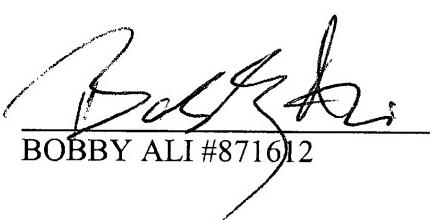
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STATE OF NEW YORK)
s.s :
COUNTY OF NEW YORK)

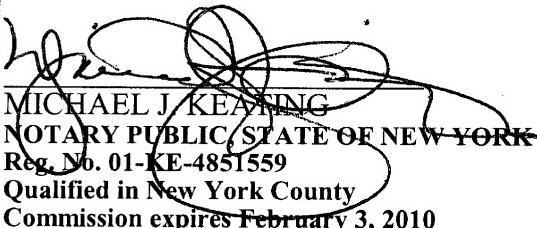
BOBBY ALI, being duly sworn, deposes and says that he is an employee of KEATING & WALKER ATTORNEY SERVICE, INC., is over the age of eighteen years and is not a party to the action.

That on the 10th day of January, 2008, at approximately 12:54 p.m., deponent served a true copy of the **SUMMONS IN A CIVIL ACTION; JUDGE'S RULES; ECF FILING INSTRUCTIONS and COMPLAINT** upon Vivendi S.A. at 800 Third Avenue, New York, New York by personally delivering and leaving the same with Debra Ford, Director, who is authorized by law to accept service.

Debra Ford is a white female, approximately 40 years of age, is approximately 5 feet and 7 inches tall, weighs approximately 120 pounds, with long blonde hair.

Sworn to before me this
10th day of January, 2008


BOBBY ALI #871612


MICHAEL J. KEATING
NOTARY PUBLIC, STATE OF NEW YORK
Reg. No. 01-KE-4851559
Qualified in New York County
Commission expires February 3, 2010

UNITED STATES DISTRICT COURT

Southern

District of

New York

NORDCON INVESTMENT MANAGEMENT AG

SUMMONS IN A CIVIL ACTION

v.

VIVENDI, S.A., JEAN-MARIE MESSIER
and GUILLAUME HANNEZO

CASE NUMBER:

08 CV 0024

TO: (Name and address of Defendant)

VIVENDI, S.A.
800 Third Avenue
5th Floor
New York, NY 10022

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

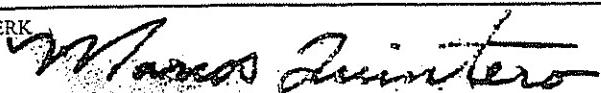
Stuart M. Grant
James J. Sabella
GRANT & EISENHOFER P.A.
485 Lexington Avenue
29th Floor
New York, NY 10017
Tel: (646) 722-8500

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

JAN 03 2007

J. MICHAEL McMAHON

CLERK



DATE

(By) DEPUTY CLERK